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BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF UTAH

COMPLAINANT:

UTAH INSURANCE DEPARTMENT

RESPONDENT:

STAN K. MILES
202 West 750 North
Brigham City, UT 84302
License No. 282693

**STIPULATION
&
ORDER**

Docket No. 2008-050 LC

Enf. Case No. 2147

STIPULATION

1. Respondent, Stan K. Miles, is a licensed resident insurance agent in the State of Utah, License No. 282693.

2. Respondent stipulates with the Complainant, Utah Insurance Department, as follows:

a. If a hearing were held, witnesses called by the Complainant could offer and introduce evidence that would support the Findings of Fact herein;

b. Respondent admits the Findings of Fact and Conclusions made therefrom;

c. Respondent stipulates to the summary entry of the Order herein which shall

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INSURANCE DEPT

be in lieu of other administrative proceedings by Complainant in this matter; and

d. Respondent and Complainant have negotiated the terms of the Order entered herein and Respondent agrees to its entry and further agrees to be bound by all its terms.

3. Respondent is aware of his right to a hearing at which he may be represented by counsel, present evidence and cross-examine witnesses. Respondent has irrevocably waived his right to such hearing and to any appeal related thereto.

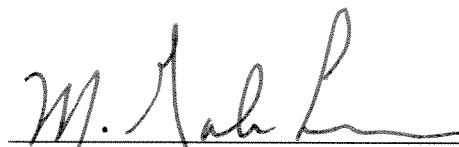
4. Respondent admits the jurisdiction of the State of Utah Insurance Commissioner as to all matters herein.

5. Respondent is acting herein free from any duress or coercion of any kind or nature, having been advised fully as to his rights set forth herein.

6. Respondent acknowledges that the issuance of this Order by the Commissioner is solely for the purpose of disposition of the matter entitled herein.

DATED this 23 day of MAY, 2008.


STAN K. MILES


UTAH INSURANCE DEPARTMENT
M. Gale Lemmon, Assistant Attorney General

Based upon the foregoing Stipulation and information in the file, the Presiding Officer makes the following Findings of Fact:

FINDINGS OF FACT

1. Respondent applied for a resident insurance agent's license in the State of Utah on February 15, 2008.
2. In response to the question in the application "Have you ever been convicted of a crime ...?", Respondent answered "No."
3. At the time of the submission of his application, Respondent knew he had been convicted of simple assault, a class A misdemeanor in March 2001.

Based upon the foregoing Stipulation and Findings of Fact, the Presiding Officer enters the following Conclusions of Law:

CONCLUSIONS OF LAW

1. In falsely certifying on his application for an insurance agent's license that he had not previously been convicted of a crime, Respondent violated of Utah Code Annotated § 31A-23a-105(2).
2. Respondent's actions bring into question his qualification to hold an insurance agent's license as being competent and trustworthy as required under Utah Code Annotated § 31A-23a-107(2).

Based upon the foregoing Stipulation, Findings of Fact and Conclusions of Law, the Presiding Officer herewith enters the following Order:

ORDER

IT IS HEREBY ORDERED:

1. Respondent is assessed an administrative forfeiture in the amount of \$250.00, to be paid within 30 days of the date of this Order.
2. Respondent's insurance agent's license is placed on probation for a period of 12 months beginning with the date of this Order. The terms of probation are that Respondent shall timely pay the forfeiture assessed herein and shall have no further violations of the Utah Insurance Code or Rules or of any order of the commissioner.

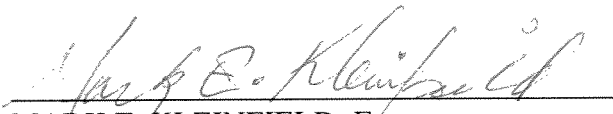
NOTIFICATION

Respondent is hereby notified that failure to abide by the terms of this Order may subject you to further penalties, including additional forfeitures of up to \$2,500.00 per violation and the suspension or revocation of your license, and the filing of an action to enforce this Order in the District Court, which may impose penalties of up to \$10,000.00 per day for continued violation.

You are further notified that other jurisdictions in which you may be licensed may require that you report this action to them.

DATED this 23 day of MAY, 2008.

D. KENT MICHIE
INSURANCE COMMISSIONER


MARK E. KLEINFELD, Esq.
Administrative Law Judge
Utah Insurance Department
State Office Building, Room 3110
Salt Lake City, Utah 84114
Telephone (801) 538-3800

CERTIFICATE OF MAILING


I do hereby certify that on this date I mailed, by regular mail, postage prepaid, a true and correct copy of the attached:

STIPULATION
&
ORDER

To the following:

Stan K Miles
202 West 750 North
Brigham City, UT 84302

DATED this 3rd day of June, 2008.

A handwritten signature in cursive script, reading "Angie Thomas", written over a horizontal line.

Angie Thomas

Court Clerk

Utah Department of Insurance
State Office Building, Room 3110
Salt Lake City, UT 84114-6901

UTAH Invoice

Page 1

Printed Date: June 03, 2008

Invoice Date: June 03, 2008
Balance Due: \$250.00
Due Date: July 03, 2008
Invoice ID: 381983

MILES STAN K
202 W 750 N
BRIGHAM CITY UT 84302

Item Description

Amount

Monetary Penalty Individual

\$250.00

ECASE 2147 DOCKET 2008-050 LC

Original Amount Due

\$250.00

UTAH Invoice

Printed Date: June 03, 2008

Invoice Date: June 03, 2008
Balance Due: \$250.00
Due Date: July 03, 2008
Invoice ID: 381983

Make checks payable to: Utah Insurance Department

Send payment to:

Utah Insurance Department
3110 State Office Building
Salt Lake City, UT 84114-6901

Detach and Return with Payment